10,002—31-10-46.

Home (19 50) Department.

~~Passport Order No.~~

G.O.Ms.No.1341

Dated 27th March 1950

(Despatch Abstract.)

~~Passport Nos~~

Public Service- Prosecuting Staff- South Kanara district- Prosecution in prohibtion cases- Temporary additional Asisistant Public Prosecutor, Grade II- One peon-Sanctioned.

~~TO BE~~ RETAINED For 20 Years.

BOARD OF REVENUE(EXCISE)DEPARTMENT

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Subject:-Public Services-Prosecuting staff-South Kanara District-Prosecution in Prohibition cases-Temporary Additional Assistant Public Prosecutor, Grade II-Appointment of a peon-

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Read:-Letter from the District Magistrate,South Kanara,Ref.C.3/10422-49,dated 9-1-50 to Government.

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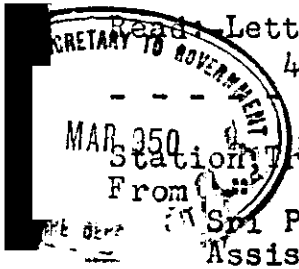

C.R.No.2032-Abk/50-XA1

Station:Triplicane,Madras,5, Dated 27-2-1950.

From

Sri P. Rajagopalachari,
Assistant Secretary,Board of Revenue(Excise)

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Sri V.N. Kudva, I.C.S.,
Member,Board of Revenue and Commissioner of Commercial Taxes.

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Reference:-

The Board submits to Government the letter cited from the District Magistrate,South Kanara.

2 No peon has been sanctioned to any of the Assistant Public Prosecutors, appointed to conduct prosecution in Prohibition cases and no body except the District Magistrate, South Kanara has so far submitted proposals for the employment of peons under them. All other Assistant Public Prosecutors in South Kanara District are having one peon each. The Board considers that there should not be any discrimination between one Assistant Public Prosecutor and another in a district.When once the question of employment of peons under Assistant Public Prosecutors (Prohibition) is raked up by a District Magistrate, it has to be taken into favourable consideration at least for his district. The Board therefore supports

the

/2

/the proposal of the District Magistrate, South Kanara.

ASSISTANT. SECRETARY. 13/80

To the Secretary to Government, Home Department with one enclosure.

R.P.N.28/2.

28/2

Passed
9/1

Ref.C.3/10422-49.

S.Kanara Dt. Magistrate's Office,
Mangalore, dated: 9th January 1950

From

Janab Syed Ahmed, B. Sc.(Hons.),
District Magistrate of South Kanara.

To

The Secretary to Government,
Home Department, MADRAS.

Through

The Secretary to the Board of Revenue,
(Excise), Chepauk, Madras.

S i r,

PUBLIC SERVICES - Prosecuting staff - South Kanara District - Prosecution in Prohibition cases - Temporary Additional A.P.P.-II - Appointment of a peon - Sanction - Requested.

Reference: G.O.Ms.No.4713, Home Department, dated 25-11-1949.

Government were pleased to sanction the employment of a temporary Additional Asst. Public Prosecutor, Grade II, to conduct prosecution in Prohibition cases in this District for a period of 6 months from the date of appointment. Sri P. Chandra Shekara Hegde, BA., BL.,Temporary A.P.P.II, Puttur, whose appointment ceased on the return of Sri P.G.Subrahmaniam, Temp.Addl A.P.P. II, Kasaragod, from leave, was appointed as temporary Addl.A.P.P. II for prosecuting Prohibition cases, and he joined duty at Mangalore, on 17-12-1949 fore-noon.

2. The duties of temporary Addl.A.P.P.-II involve touring and it is absolutely necessary for him to have the services of a peon. I therefore request that Government may be pleased to sanction the employment of a temporary peon for the Additional A.P.P.-II, up to 16-6-1950, i.e., the date on which the period of employment of temporary Addl.A.P.P.-II terminates.

Yours faithfully,

For Dt.Magistrate.

Copy to file C.No.1124/49-C3.

11/1

Home (Cts. III)

(CMD. 28025 (50))

G.O. Ms. No. /341 dated 27-3-50

Public Services - Prosecuting staff - South Kanara dist. - Prosecution in prohibition cases - Temp'y. addl. Asst. P.P. Grade II - One peon - Sanctioned.

Read:-

From the Board of Revenue, C.R. No. 2032 - Abk/50 - XA1 dt 27.2.50

ORDER:-

H.E. the Governor of Madras sanctions the employment in the South Kanara dist. of a peon on Rs. 18-25 plus allowances admissible under the orders in force, to work under the temporary addl. Asst. P.P. Grade II sanctioned for that dist. in G.O. Ms. No 4713, Home, dated 25.11.49. The sanction for the post of the peon will co-terminate with the sanction for the post of A.P.P.

2. The expenditure should be debited to "27. Administration of justice - K. Criminal courts - S.S. Ms., Bench Magistrates and other estts. - B Pay of estts. - Voted"

3. The Board of Revenue, Madras is referred to G.O. Ms. No 2038, Home, dated 27.6.45 (copy enclosed) and G.O. Ms No 326, Finance, dated 5-4-48 and is informed that an Asst. P.P. eligible for a peon, if he does work

Board of Revenue, Madras (with a copy of G.O. Ms. No 4713, Home, dated 25.11.49) (W) The Asst. P.P. South Kanara (for information) The High Ct. Madras (for the latter)

MD. 28025/50)

Public Services - Prosecuting staff - South Kanara district - Prosecution in prohibition cases - Temporary addl. Asst. P.P. Grade II - Appointment of a peon - Proposal

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From the Board of Revenue C.R. MD 2032 - Alik/50-XA 1 dated 27.2.50.

In G.O. Ms. No 4713, Home, dated 25.11.49, the Govt. sanctioned a temporary addl. Asst. P.P. Grade II for a period of six months for the South Kanara district (and Bellary dist.) to conduct prosecution in prohibition cases in that dist. At the instance of the D.M. South Kanara, the Board of Revenue has proposed the employment of a peon to work under the A.P.P. In G.O. Ms. No. 2038, Home, dated 27.6.1945, the Govt. sanctioned the appointment of a peon to work under each A.P.P. in the mufassal. According to G.O. Ms. No. 326, Finance, dated 5.4.48, an A.P.P. who does no touring work is not eligible for a peon. In this case the D.M. South Kanara has stated that the duties of the temp. A.P.P. Gr II involve touring and that it is absolutely necessary for him to have the services of a peon. As the A.P.P has touring work he is eligible for a peon. A peon may, therefore, be sanctioned for him. The sanction for the post of the peon may co-terminate with the sanction for the A.P.P. (i.e., upto 16.6.50). The extra cost is about Rs. 14/- for the period.

2. The Board has stated in this connection that no peon has been sanctioned to any of the Asst. P.Ps appointed to conduct prosecution in prohibition cases

E.

and that no D.M. except D.M. South Kanara has so far subd. proposals for the employment of peons to work under the A.P.Ps. The statement is not correct The D.Ms of Salem and Madurai and the collector and Addl. D.M. North Arcot where A.P.Ps have been sanctioned for prohibition work addressed the Govt. direct for the employment of peons for those A.P.Ps and (provided the APPs did touring work) the Govt. saw no objection to it. Cf. Memo No. 3272 F/49-1, Home, dated 8.2.49. The Board considers that there should not be any discrimination between one Asst. P.P and another in a district. Subd. that it is not the intention of the Govt. to make any such discrimination. In fact - As the D.Ms who asked for the appointment of addl A.P.Ps & II for prohibition work did not propose the appointment of a peon to work under the A.P.P., no peon was sanctioned. In fact, the sanction for the employment of peons in G.O. Ms. No. 2038, Home, d 25.6.45 is a general one applicable to all A.P.Ps whether permanent or temporary The essential condition is that they should do touring work to be eligible for peons. The Board may be informed of the position

3. Subject to orders, a draft order is subd. for approval. Finance may see for acceptance

15.3.50. 20.3.50

Finance (E)

Please see the notes of Home deptt on pp 1-2 above. The draft order below may be accepted

22.3.50 22.3.50

23/3/50

Home

ASSISTANT SECRETARY TO GOVERNMENT
21 MAR 1950
FINANCE DEPARTMENT

ASSISTANT SECRETARY TO GOVERNMENT
24 MAR 1950
HOME

Home Dept

Re draft order may issue

25.3.50

25/3/50

(Go Ms. No 1341, Home, dt 27.3.50)